IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 23RD MAY 2007 / 2ND JYAISHTA 1929

Bail Appl..No. 2995 of 2007()

CRIME NO.72/2007 OF ADHUR POLICE STATION

PETITIONER/1ST ACCUSED

SRI.ABDUL RAHIM,
S/O.ABOOBACKER,
THEKKEMOOLA HOUSE,
MUTTATHGODY P.O.,KASARAGODE.

BY ADV. SRI.T.G.RAJENDRAN

RESPONDENTS: COMPLAINANT/STATE

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1. THE S.I. OF POLICE,
ADHUR POLICE STATION,
KASARAGODE.

2. STATE REP. BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 23/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 2995/2007

Dated this 23rd day of May, 2007

O R D E R

Petitioner who is the first accused in Crime No.72/2007 of Adhur Police Station for offences punishable under Sections 143, 147, 148, 324 and 308 IPC read with section 149 I.P.C., seeks anticipatory bail. The occurrence took place on 1.4.2007.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioner to surrender before the Investigating Officer for the purpose of interrogation and then to have his application for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioner shall surrender before the investigating officer on any day between 29-5-2007 and 31-5-2007 for the purpose of interrogation and recovery of incriminating material, if any. The petitioner shall thereafter be produced on the same day before the Magistrate who shall consider his application for regular bail preferably on the same date on which such application is filed.

The application is disposed of as above.

V.RAMKUMAR,
JUDGE

mrcs